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PTO/SB/01 (12-97)
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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing OR ☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number 103.1033.01

First Named Inventor Blake LEWIS

COMPLETE IF KNOWN

Application Number 09 / 642063

Filing Date August 18, 2000

Group Art Unit Not Yet Assigned

Examiner Name Not Yet Assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Reserving File System Blocks

the specification of which (Title of the Invention)

☐ is attached hereto
OR

☒ was filed on (MM/DD/YYYY) August 18, 2000 as United States Application Number or PCT International

Application Number 09/642063 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

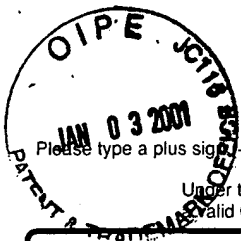
☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number

OR

☐ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label here

Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☒ Customer Number **022883** OR ☐ Correspondence address below

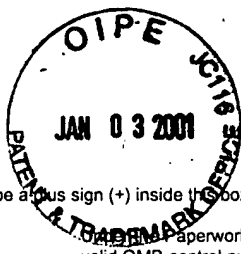
Name					
Address					
Address					
City		State		ZIP	
Country		Telephone		Fax	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])		Family Name or Surname					
Blake		Lewis					
Inventor's Signature	Blake Lewis		Date	11/8/00			
Residence: City	Palo Alto	State	CA	Country	USA	Citizenship	US
Post Office Address	2316 Greer Road						
Post Office Address							
City	Palo Alto	State	CA	ZIP	94303	Country	USA

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto



Please type and sign (+) inside the box → ☐

PTO/SB/02A (3-97)
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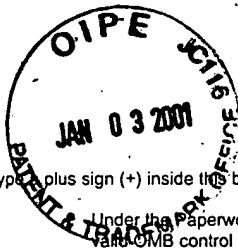
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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
Kayuri				Patel			
Inventor's Signature	Kayuri Patel					Date	9/8/2000
Residence: City	Cupertino	State	CA	Country	USA	Citizenship	Kenya
Post Office Address	20380 Stevens Creek Blvd., Apt. 219						
Post Office Address							
City	Cupertino	State	CA	ZIP	95014	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
Ray				CHEN			
Inventor's Signature						Date	
Residence: City	Campbell	State	CA	Country	USA	Citizenship	US
Post Office Address	400 Castro Court						
Post Office Address							
City	Campbell	State	CA	ZIP	95008	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Kayuri				Patel			
Inventor's Signature						Date	
Residence: City	Cupertino	State	CA	Country	USA	Citizenship	Kenya
Post Office Address	20380 Stevens Creek Blvd., Apt. 219						
Post Office Address							
City	Cupertino	State	CA	ZIP	95014	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Ray				CHEN			
Inventor's Signature						Date	9/9/2001
Residence: City	Campbell	State	CA	Country	USA	Citizenship	US
Post Office Address	400 Castro Court						
Post Office Address							
City	Campbell	State	CA	ZIP	95008	Country	USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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PTO/SB/81 (11-96)
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**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT,
NOT ACCOMPANYING
APPLICATION**

Application Number	09/642,063
Filing Date	August 18, 2000
First Named Inventor	Blake LEWIS
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket Number	103.1033.01

I hereby appoint:

☒ Practitioners at Customer Number

22883

OR

☐ Practitioner(s) named below:

Name	Registration Number



as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

<input type="checkbox"/> Firm or Individual Name					
Address					
Address					
City		State		ZIP	
Country					
Telephone		Fax			

I am the:

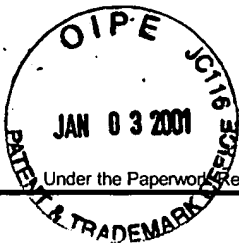
☐ Applicant.

☒ Assignee of record of the entire interest
Certificate under 37 CFR 3.73(b) is enclosed

SIGNATURE of Applicant or Assignee of Record

Name	Francine Bellet, Senior Corporate Attorney
Signature	<i>Francine Bellet</i>
Date	12/1/00

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/96(6-98)

Approved for use through 09/30/2000. OMB 0651-0031

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Blake LEWISApplication No./Patent No.: 09/642,063 Filed/Issue Date: August 18, 2000Entitled: Reserving File System BlocksNetwork Appliance, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

12/1/00
DateFrancine B. Bellet
SignatureFrancine B. Bellet

Typed or printed name

Senior Corporate Attorney

Title

COPY

22883
PATENT TRADEMARK OFFICE

103.1033.01

ASSIGNMENT

WHEREAS, We, Blake Lewis, a citizen of United States, residing at 2316 Greer Road, Palo Alto, California 94303, Kayuri Patel, a citizen of Kenya, residing at 20380 Stevens Creek Blvd., Apt. 219, Cupertino, California 95014, and Ray Chen, a citizen of United States, residing at 400 Castro Court, Campbell, California 95008, have invented a "Reserving File System Blocks" for which we have executed application papers for a U.S. patent thereon, which was filed on **August 18, 2000, Serial No. 09/642063**; and

WHEREAS, Network Appliance, Inc. a California corporation, having a place of business at 495 East Java Drive, Sunnyvale, CA 94089 is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and in all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, We, Blake Lewis, Kayuri Patel, and Ray Chen do sell, assign, transfer and set over unto the said Network Appliance, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all letters patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Network Appliance, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS OUR HAND at Sunnyvale, California this 8th day of November, 2000.

Blake Lewis
Blake Lewis

Kayuri Patel
Kayuri Patel

Ray Chen
Ray Chen

COPY ASSIGNMENT

WHEREAS, We, Blake Lewis, a citizen of United States, residing at 2316 Greer Road, Palo Alto, California 94303, Kayuri Patel, a citizen of Kenya, residing at 20380 Stevens Creek Blvd., Apt. 219, Cupertino, California 95014, and Ray Chen, a citizen of United States, residing at 400 Castro Court, Campbell, California 95008, have invented a "**Reserving File System Blocks**" for which we have executed application papers for a U.S. patent thereon, which was filed on **August 18, 2000, Serial No. 09/642063**; and

WHEREAS, Network Appliance, Inc. a California corporation, having a place of business at 495 East Java Drive, Sunnyvale, CA 94089 is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and in all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, We, Blake Lewis, Kayuri Patel, and Ray Chen do sell, assign, transfer and set over unto the said Network Appliance, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all letters patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Network Appliance, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS OUR HAND at Sunnyvale, CA, this 8th day of September, 2000.

Blake Lewis

Kayuri Patel
Kayuri Patel

Ray Chen

COPY

22883
PATENT TRADEMARK OFFICE

103.1033.01

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WHEREAS, We, Blake Lewis, a citizen of United States, residing at 2316 Greer Road, Palo Alto, California 94303, Kayuri Patel, a citizen of Kenya, residing at 20380 Stevens Creek Blvd., Apt. 219, Cupertino, California 95014, and Ray Chen, a citizen of United States, residing at 400 Castro Court, Campbell, California 95008, have invented a "**Reserving File System Blocks**" for which we have executed application papers for a U.S. patent thereon, which was filed on **August 18, 2000, Serial No. 09/642063**; and

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WITNESS OUR HAND at Sunnyvale, CA this 9th day of September, 2000.

Blake Lewis

Kayuri Patel

Ray Chen

Assignment